

ANNO. XXXIIII. ET, XXXV. HENRICI OCTAVI.
AN ACTE FOR CERTAYNE OR-
 dinaunces in the kynges maiesties dominion and
 principalltie of VVales.



Our soueraigne lord the kinges maiestie, of his tender zeale and affection, that he bereth towards his loving and obedient subiectes of his dominion principalltie and countrie of Wales, for good rule and order to be from henceforth kepte and mainteined within the same, whereby his saide subiectes may growe and rise to moze welth and prosperitie, hath deuised and made diuerse sondrie good and necessarie ordinaunces, which his maiestie, of his moste abundant goodnesse, at the humble suite and petition of his saide subiectes of Wales, is pleased and contented, to be enacted, by thassent of the lordes spirituall and tempozall, and the commons in this present parliament assembled, and by the auctoritie of the same, in maner and fourme, as herafter ensueth.

FIRST THAT his graces saide dominion principalltie and countrey of Wales, be from henceforth deuided into. xij. shires, of the which viii. haue ben shires of long and auncient time, that is to say: the shires of Glamorgan, Carmarthen, Pembroke, Cardigan, Flint, Caernaruan, Anglesey, & Merioneth. And foure of the said twelue shires be newly made and ordeined to be shires, by an acte made at the parliament, holden at Westminster, in the. xxvii. yere of our said soueraigne lordes moost noble reigne: that is to say, the shires of Radnor, Brecknock, Mountgomery, and Denbigh, ouer and besides the shire of Monmouth, and diuers other dominions, lordshippes, and manors, in the marches of Wales, united and annexed to the shires of Salop, Herforde, and Gloucestre, as by the saide late acte moze playnly appereth.

Item that the limitations of the hundredes, of late made within the said shires, by vertue of his graces commission, directed out of his highe courte of Chancery, and againe returned into the same, shall stande in full strength, force, and effecte, according to the said limitation: Excepte suche of the same, as sith that time haue ben altered or chaunged, by vertue of any act, or actes of parliament al redy made, or that shalbe altered or chaunged, by any acte, or actes, in this present session to be made.

Item that there shalbe and remaine a President and counsaile in the said dominion and principalltie of Wales, and the marches of the same, with all officers, clerkes, and incidentes to the same, in maner and fourme as hath ben heretofore used and accustomed. Which president and counsaile shall haue power and auctoritie, to here and determyne by their wisdomes and discretions, such causes and matters as be, or hereafter shall be, assigned to them by the kynges maiestie, as heretofore hath ben accustomed and used.

I

Item

Item that there shall be holden and kepte, sessions twise in euery yere, in euery of the saide shires, in the saide dominion and principalltie of Wales: that is to say, in the shires of Glamorgan, Breknok, Radnor, Caermethin, Pembroke, Cardigan, Mountgomery, Denbigh, Flint, Caernaruan, Merionneth, & Anglesey, the which sessions shall be called the kinges great sessions in wales.

Item that the iustice of Cheshire, for the time beinge, shall holde, and kepe sessions twise in euery yere, in the shires of Denbigh, Flint, and Mountgomery, and haue nothinge but his olde fee of an hundred poun- des yerely for the same.

Item that the iustice of Northwales shall in likewise holde, and kepe sessions twise euery yere, in euery of the said shires of Caernaruan, Meri- onneth, and Anglesey, and shall haue yerely of the kinges maiestie a yerely fee of fifty poundes for the same.

Item that one person, lerned in the lawes of this realme of Englande, by the kinges maiestie to be named and appoynted, shall be Iustice of the shires of Radnor, Breknok, and Glamorgan, and shall in likewise holde, and kepe sessions twise in euery yere, in euery of the same shires, and shall haue yerely of the kinges maiestie fifty poundes for his fee.

Item that one other person, lerned in the lawes of this realme, to be appoynted, as is aforesaid, shall be Iustice of the shires of Caermethin, Pembroke, and Cardigan, and shall in likewise holde and kepe sessions twise in euery yere, in euery of the same shires: and shall also haue yerely of the kinges maiestie fifty poundes for his fee.

Item the said personnes of Iustices, and euery of them now beinge, or that hereafter shall be, shall haue seuerall letters patentes and commissions for their offices, vnder the kynges great seale of Englande, to be exercised by them selues, or their sufficient deputies, according to the purposes and intentes, in their ordinaunces specified.

PROVIDED alwayes that their commissions, to them alredye graunted, vnder the said great seale, shall stande in force and effecte, accor- dyng to the tenour of the same: onlesse it shall please the kinges maiestie hereafter, to alter or chaunge them, or any of them, this present article laste befoze expessed in any wise not withstanding.

Item that euery of the saide Iustices, within the limittes of their com- missions and auctorities, to them appointed as is aforesaid, shall holde all maner of plects of the Crowne, at and in the said sessions, in as large and ample maner, as the kinges chief Iustice of Englande, and other the kinges Iustices of the kinges bench there, or any of them, may do in their places or elles where within the realme of Englande. And also to holde plects of assises, and all other plects and actions reall personall and miete, in as large and ample maner, as the kinges chief Iustice of the common place in Englande, and other Iustices of the same place, or any of them, may do in the realme of England.

Item

HENRICI OCTAVI.

Item that euery of the said Iustices of Wales, shall haue power and auctoritie, to enquire of all treasons, murders, felonies, ryottes routes, vnlauffull assemblies, extorcions, embzacieries, maynteynaunces, retynozs, concelemētes, contemptes, and all other offences and euill dedes, of what natures, names, or qualities soeuer they be, done, cōmytted, or perpetrated, within the lymittes of their cōmissions & auctorities, agaynst the fourme of the cōmon law of the realme of England, or of any statutes of the same: and to here & determine the p̄mptes, and euery of them: and generally to minisre common iustice to all and singuler the kynges subiectes, with in the lymittes of their cōmissions and auctorities, accordynge to the lawes statutes and customes of the realme of Englande, and accordynge to this present ordinaunce.

Item that euery of the said sessions shalbe kepte and contynued by the space of. vi. dayes, in euery of the said shires, at either of the sayde tymes, as is and hath ben vsed within the sayde thre shires of Northwales. And that the sayde Iustices shall cause open proclamacions to be made in the shire townes, what tyme & place they purpose to kepe their said sessions. xv. dayes at the least, befoze they kepe the same: to the intent the kynges subiectes may haue knowledge therof.

Item that dates shalbe gyuen in all p̄ces, playntes, proces, & adiournaementes from daye to daye, and sessions to sessions, by the discrecion of the saide Iustices, within the lymittes of their auctorities, for the good and spedy ministracion of iustice, to all and singuler the kynges subiectes, as is or hath ben vsed in Northwales.

Item that one originall seale, deuysed by the kynges highnes, for iustice to be mynistrad in the sayd thre shires of Northwales, That is to saye, the shires of Merionmeth, Caernaruan, and Anglesey, shalbe and remayne in the charge keepyng and custodie of the Chamberleine of Northwales. And that one other originall seale, deuysed by the kynges maiestie, for ministracion of iustice to be vsed in the said shires of Carmarthyn, Pembroke, and Cardigan, shalbe and remayne in the charge and keepyng of the Chamberleyn of Southwales. And that likewise one other originall seale, deuysed by the kynges maiestie, for ministracion of iustice to be vsed in the said thre shires of Breknok, Radnor, and Glamorgan, shalbe and remayne in the charge and custodie of the Steward and Chamberleyn of Breknok. And that also one other originall seale, deuysed by the kynges maiestie, for ministracion of iustice, to be ministrad within the sayd shires of Denbigh and Mountgomery, shalbe and remayne in the charge keepyng and custodie of the Steward, and Chamberlayne of Denbigh. And that the originall seale of Chester, shalbe and stande for the originall seale of Flynt for iustice to be ministrad in the sayd shire of Flynt: and shalbe & remayne in the charge keepyng and custodie of the Chamberleyn of Chester.

Item that the said Stewardes and Chamberleins shall seale with the sayd scales: that is to say, euery one of them shall seale with the seale, to

A. ii.

his

ANNO. XXXIIII. ET. XXXV.

his charge committed, all maner of originall writtes and proces, returnable befoze the sayd iustices, at the sessions to be holden in euery of the sayd shires, in maner and forme as is afoze sayd: And shall seuerally accompt and answere the kynges maiestie, for the profettes of the same seale. And that none of the sayd stewardes, chamberleynes, or chauncelours, haupng the charge and keppng of the sayd seales, shall by occasion therof, or by colour of any of their offices, compell or cause any person or persons, inhabited within any of the said. xii. shires, to appere befoze them selves or their deputies: ne shall haue power or auctoritie, to here or determine any ples of the crowne, nor other causes or maters of iustice, otherwyle then in this ordynance is lymitted and expessed: But shall haue the charge and keeping of the sayd seales, to seale all such originall wyttes & proces, as shall be returnable befoze the sayde iustices, in their sayde sessions, as is befoze specified, and as hereafter shalbe declared, which wyttes and proces shall be vled made sealed and returned, in maner and forme, as hath ben vled befoze the iustice in Northwales.

¶ Item that all such persons, as now be, or here after shalbe the kynges hyghnes stewardes, chamberleynes, or chauncellours, within any of the sayd. xii. shires, which by reason of theyr sayd offices, haue charge for the recept collection or accompt, of and for the kynges rentes, reuenues, fermes or profytes, to be due to his maiestie, within the sayde dominion of Wales, may directe proces, vnder the sayd seale, beyng in theyr charge and custody, within the lympytes of theyr auctorities onely agaynst baylyffes, reues, fermours, and other ministers accomptant, to appere befoze them selves, to answere to and for any the kynges reuenues fermes rentes or profytes, and for none other causes, nor agaynst any other persone or persones, in lyke maner and fourme as they haue ben accustomed in that case to do.

¶ Item that all stewardes of any lordshypps or manors in Wales, shall and may kepe and hold such leetes, lawdayes, and courtbarons, as apperteyneth & belongeth to the lordshypps and manors, wherof they be stewar-des, And to holde pleas by playnt, vnder the summe of. xl. s. in euery such courtbaron: and haue and enioye all other auctorities, commodyttes and profittes, as stewardes of leetes, lawdayes and courtbarons in England commonly haue, and ben vled to haue, by reason of the sayd offyces, and none other: any lawe vsage or custome, in the sayd dominion of Wales, hertofore had to the contrarie hereof notwithstanding.

¶ Item provided alwayes and be it enacted, that the sayde stewardes, nor any of them, nor the shyre of the sayd counttes in Wales, shall haue any power or auctoritie, to enqyre of any maner of felonye, in any suche leete, lawday, or tourn, within the sayde domynion to be holden. And that from hensforth no leete nor lawday be kepte by the Stewarde or other officer, of any lordshyp or manor in the sayde domynion of Wales, but in such lordshyppes and places, where it was accustomed to be kepte, befoze

HENRICI OCTAVI.

before the makinge of the acte of parliament, concerninge Wales, made in the .xxvj. yere of our saide soueraigne lordes reigne. So alwayes the place, where such court shalbe kepte, be mete & conuenyēt for that purpose.

Item that all Shaires, Bayliffes and head officers of corporate towne in Wales maye holde plees, and determyne actions, and do euery other thyng, concernyng common iustice, accoꝝdyng to their lawfull grauntes and laudable customes of such towne: so alwayes they folow the course trade and fascion, of the lawes and customes of the realme of Englande, and not of any walthe lawes or customes. And that in euery of the saide towne, they may trie all issues toynd, or herafter to be toynd, in any action personall, by .vi. men, accoꝝding as heretofore in diuerse places of the said countrey it hath ben vsed: Any thing contained in this act to the contrary notwithstanding.

PROVIDED alwaies, and be it enacted by the auctoritie aforesaid, that for as moch as there be diuers & many small boroughes and towne corporate within the said dominion of wales: wherof many haue their commencement by grauntes, made from the lordes marchers, and some by other meanes: our said soueraigne lord shall from henceforth, by vertue of this acte, haue full power and auctoritie, by his letters patentes, to be introlled in his graces high counte of Chancery, at any tyme within seuen yeres, herafter next ensuynge to the ende of this present parliament, to re-
pale, and dissolve such and as many of the saide boroughes and towne corporate, and all libertiees and customes of the same as to his highnes shalbe thought expedient, to thintent his maiestie, at his graces pleasure, may newly erect, ordeine and make, such and as many other boroughes and towne corporate within the saide dominion, beyng more apte and conuenient for that purpose, and endue them with suche libertiees and franchisees, as to his most excellent wisdom shalbe thought necessarie, for the welth of the said countrey.

Item the kinges maiestie is pleased and contented, of his moost gracious goodnesse, that such as haue patentes of any office of stewardshippes, chamberleynshippes, chauncellourshippes, or Justiceshippes, within the said dominion of wales, for terme of their lyues, shall haue and intoye their certeyne ordinarie and annuell fees of money, vsed and accustomed to be payed and bozne by the kinges highnes, by vertue of any their letters patentes, during their interest therein: but in no wise to take or claime any casual fees, claimed by colour of their offices, contrary to this present ordinaunce: Any custome in wales, or any thinge in this acte to the contrary notwithstanding.

Item ouer and besides the said originall seales, there shalbe four iudicial seales, deuyd by the kinges maiestie, wherof one shall remaine with the Justice of Chester, which is appointed by this acte, to be Justice of the Shires of Flint, Denbigh, and Mountgomery, to be vsed within the saide Shires, to seale all iudiciall proces and billes, that shall be sued before the

A.iii. said

HENRICI OCTAVI.

said iustice, in the sessions, to be holdē within the same shires. And that one other of the said iudiciall seales, shall likewise remayne, & be in the charge & custodie of the said Iustice of Northwales. And that the third of the said seales, shall be and remayne in the custodie and charge, of the Iustice of the thre shires of Glamorgan, Breknok, & Radnor. And the fourth of the saide seales shall remayne in the charge and custodie of the Iustice of the sayde thre shires, of Dembroke, Caermarthin, & Cardigan. And the said Iustices shall seale with the sayde iudiciall seales: that is to saye, euery of them with the seale committed to his charge and custodie, as well all bylles, as all other iudiciall proces, that shall be sued befoze them in the sayde sessions, vppon anye originall bylles or wyttes: and all other processe, that shall be awarded from any of the saide Iustices, shall be sealed with the said iudiciall seale.

Item that euery of the sayde Iustices shall accompt and answer to the kynges maiestie for the profittes of the saide seale, beyng in his charge and custodie, in maner and forme as hereafter shall be declared.

Item that the Teste of euery byll and iudiciall proces, that shall passe vnder the sayd iudiciall seale, shall be vnder the name of suche of the sayde Iustices, from whom suche bill or iudiciall processe shall passe, in lyke maner and forme as is vled in the common place in Englande.

Item that all actions real and myxt, atteyntes, conspiracies, assises, and quare impedit, appeles of murther and felonye, and al actions groundes, vpon any statutes, shall be sued by originall wyttes, to be opteyned & sealed, with the said originall seale, returnable befoze the said Iustices at their sessions, within the limittes of their auctorities, in maner and forme as is afore mencioned.

Item that all maner of personall actions, as dette, detinue, trespass, accompte, and such like, amounting to the summe of fourtie shillings, or aboue, shall be sued by wyttes originall, to be opteyned and sealed as is aforesaide, or by billes, at the pleasure of the partie suinge the same, befoze the said Iustices, within the limittes of their auctorities, as is vled in Northwales. And that all personall actions, vnder the somme of fourtie shillings, that is to say, dette, trespass, detinue, accompte, and such like, shall and may be sued, befoze any of the said Iustices, in the said sessions, by bille, as it is vled in Northwales. And that euery originall bille, concerning actions personalles, shall be sealed with the kinges iudiciall seale, being in the custodie of the said Iustice, befoze whom suche personall actions by bille shall be brought and commenced. And that such fees shall be payed for the wytinge and sealing of such originall wyttes and billes, as hereafter shall be expressed: That is to say, for the sealing of euery originall wytte to be sued in, and vpon the causes aforesaide: and for euery bille, to be pursued in actions personall, wherof the dette, and damage amounteth to the somme of fourtie shillings, or aboue, the parties pursuinge the same, shall paye for the seale of euery suche wytte or bille, sex pence. And

And for every iudiciall processe, to be sued vpon any such originall writte, or bille, the parties pursuinge such iudiciall processe, shall pay for the sealing therof, seven pens: wherof the kinges maiestie shall haue sex pens, and the iustice, sealinge such iudiciall processe, shall haue one peny.

Item that every bil in personal action, wherof the det, dutie, or damage amounteth not to fourtie shillings: and all maner iudiciall processe to be sued vpon the same, shall also be sealed with the kinges said iudiciall seale: and the parties pursuynge the same, shall pay for the seale of every such bille, and iudiciall processe, therupon to be sued, thre pens, wherof the kynges maiestie to haue two pens, and the Iustice, sealynge suche processe to haue a peny.

Item that all wittes of Scire fac, and wittes of good aberinge, or for the pear, or wittes of Superfedeas vpon the same, and all other processe to be sued from the said Iustices, vpon any recorde or suggestion, admitted by any of the saide Iustices, within the limittes of their auctorities, shall also be sealed with the saide iudiciall seale. And that the parties, pursuinge for the same, shall paye for the seale, of every suche writte and processe, seven pens: wherof the kinges highnesse shall haue sex pens, and the Iustice, by whome suche processe shall be sealed, a peny. And that every exemplification, vpon any recorde, before any of the saide Iustices, shall be sealed with the kynges sayd iudiciall seale: and the parties pursuinge the same, shall paye for the seale therof, twenty pens wherof the kinges highnesse shall haue sextene pens, and the Iustices, sealynge the same, four pens.

Item that recoueries and fines, concordies and Warrantes of attourney for the same, shall and maye be taken before every of the sayde Iustices, of landes, tenementes, and hereditamentes, within his auctoritie, by force of his generall commission, without any writte of Dedimus potestatem, to be sued for the same, in like maner and fourme as is vsed to be taken, before the kinges chiefe Iustice, of his common place in Englande.

Item that all fynes, hereafter to be leuied before any of the said Iustices, with proclamation made the same sessions, that the saide fine shalbe engrossed, and in two other great sessions then nexte to be holden within the same countrey, shalbe of the same force and strength to al purposes as fines leuied with proclamations be of, that be leuied before the Iustices of the common place in Englande.

Item that every personne, supnge Writtes of Entree in the Post, or Writtes of Couenaunte, or any other wittes, for any recouerye to be hadde, by assent of parties, or otherwyle, or for any fyne to be leuyed, shall paye suche fynes to the kynges vse, for the same, aswell fynes pro licentia concordandi, as all other maner of fynes, as is vsed in the kynges Chauncerye, or elles where in any of the kynges Courttes of England

Englande : which fines shalbe payed to such personnes, as shall seale the originall writtes for that purpose : And that they shall accompte for the same in like fourme, as they shall do for the profittes of the said originall seale, as is aforesaide.

Item that the kinges siluer, vpon every fine to be leuied, shalbe payed, as is vsed in the common place in England : that is to say, two shillinges which kinges siluer shall be payed to the Justice, afore whome suche fine shalbe leuied. Wherof the kinges highnes shal haue twenty pens : and the Denotarie entringe the same, shall haue two pens : and the Justice afore whome such fine shall be leuied, other two pens. And that the same Justice shall accompte for the kinges parte therof, like as he shall for the profittes of the kinges iudiciall seale, committed to his charge, in maner & fourme as is aforesaide.

Item there shalbe foure Denotaries for the makinge of all iudiciall proces, and for the enteringe of all plees proces and maters of recorde, in the sessions to be holden befoze the said Justices : wherof one of the saide Denotaries shall attende vpon the saide Justice, appoynted for the thre shires of Northwales : And one other shal attend vpon the Justice, assigned for the thre shires of Flint, Denbigh, and Mountgomery : And the thirde, shall attende vpon the Justice assigned for the thre shires of Caermerthin, Cardigan, and Dembroke. And the fourthe of the saide Denotaries shall attende vpon the Justice, assigned for the thre shires of Glamorgan, Breknok, and Radnor. And these foure Denotaries, as often as their saide offices shall be boide, shall be named and appoynted by the kinges highnesse, by his maiesties letters patentes, vnder his great seale of Englande. And where one Iohn Arnold gentilsman hath thoffice of Denotarie, and clerkeshippe of the Crowne, by the kinges highnesse letters patentes, within the saide thre shires of Northwales : And that one Iohn Brekenhed, hath thoffice of the Denotarie and clerkeshippe of the Crowne, by the kinges letters patentes, within the saide shire of Flint : And that likewise one Iohn Lennerd hath thoffice of the Denotarie and clerkeshippe of the crowne, by the kinges letters patentes, within all the residue of the saide dominion of wales : The kinges maiestie is pleased & contented, that the saide, .iii. Denotaries shall haue, vse and enioy, their saide offices, accordinge to the effecte of the saide letters patentes to them therof made, doyng their duties and attendance by them selues, or their sufficient deputies, at euery of the said sessions, to be kept within the shires wherunto they be so appoynted.

Item there shalbe a Marshall and a Crier in euery of the circuittes and limittes, allotted to the said Justices, whiche shall be named by the saide Justices, within the limittes of their auctoritie and commission, in lyke maner and fourme as Justices of assise do in Englande. And the sayde officers shall attende vpon the saide Justices in their circuittes, in their owne proper personnes, and not by their deputies.

And

HENRICI OCTAVI.

And that the Marshall shall haue vpon euery iudgement, and euery fyne four pens : and the cryer a peny. And vpon the acquittalles of felons, and of them that shalbe deliuered by proclamation, or deliuered out of comon maynpyse, befoze any of the said Iustices, the Marshall shal haue four pens, and the cryer a peny.

¶ Item that euery of the sayde pzenotaries, within the lymittes of their offices, shall take such fees, as here after shalbe expressed : That is to say, for the wrytynge of pleas, and ingrossinge of wryttes of entre in the post, wryttes of ryght, Quod ei de forceat, or any other wryttes, pursued by thassent of the partyes, fyue shyllynge. And if it be with a double voucher, then sex shyllynge. & vii. d. & for the exemplification therof, two shyllynge. And for the engrossing of fynes, to haue for euery fyne. iiii. shyllynge and four pens : And if it be with proclamatyons, then four shyllynge.

¶ Item for euery byll of debte detinue trespass and all other actions personalles, sued befoze the sayd Iustices in their circuittes, vnder the summe of. xl. s. the pzenotaries shall haue, for the fyrst byll, iiii. d. for the seconde byll, four. d. and for the third byll four. d. And for the entre of euery declaration, plea in barre, replication, and reioynder, in and vpon euery such actions, so that he do enrolle the same in parchment, four pens. And for euery venire fac, tales, habeas corpora, et distr in the same actions, four pens : and for the iudgment, four pens. And for euery wrytte of execution, in euery such action, sex pens : And for euery warrant of attorney, in euery such action, as well for the playntiffes as for defendantes, four pens.

¶ Item in all actions of detinue, trespass, and all other actions personall, wherein the dutie debte or damage, amounteth to the summe of fourty shyllynge, or aboue, which shalbe sued by bylles befoze the said Iustices, the pzenotarie shall haue for the fyrst byll, four pens, for the second byll, iiii. d., for the thyrde byll four pens. And for euery of the declaration, the answer, replication, and reioynder, if it be enrolled in parchment, eyght pens : And for the venire fac, tales, habeas corpora, et distr, for euery of them, sex pens : and for the iudgement eyght pens, and for the warrant of attorney, four pens, and for euery wrytte of execution vpon the iudgementes in such bylles, sex pens.

¶ Item in originall wryttes, sued vpon euery action personall, returnable befoze the sayde Iustices, the pzenotaries shall haue for euery iterum suum, sex pens, for euery distress in trespass, sex pens, and for the declaration, eyght pens : for the answer, replication and reioynder, for euery of them if they be enrolled and engrossed, as is afoze sayd, twelue pens. For the venire fac, tales, habeas corpora, et distr, for euery of them, sex pens : and the pzenotaries to haue for the entre of the iudgementes in euery such action, twelue pens. And for euery wrytte of execution, sued vpon the same, seppens. For the exemplification of euery recoorde, in any of the sayde actions, two shyllynge. For euery warrant of attorney, four pens. In all actyons Reals and myrte, assyses, quare impedit, appeles

ANNO. XXXIIII. ET. XXXV.

appeales of felonie, murther, or mayme, the Bzenotary to haue for the declaration or playnte, two shyllinges: and for the plee in barre, replication, reioinder, surreiender, for euery of them, if they be enrolled, as is aforesaid, twelue pens: & for the wyting of euery venire fac, Tales, Habeas corpora & distr^o vpon the same, for euery of them sex pens: and for the entre of the iudgement, in euery of the sayde actions, & appeles, two shyllinges: And for the wytyng of the wyttes of execution, made vpon euery of the sayde actions, appeles, and assises, twelue pens: And for wyttis of graund Cape and petie cape, and wyttes of biew, wyttes vppon vouchet, and all other wyttes, in euery such action or actions, twelue pens: And for euery warrat of attorney, for the defendantes or for the demaundantes, or plaintiffes, in euery such action treall, assise, appele, and quare impedit, foute pens: And for the esloynes in euery such action, foute pens: and for the adiournemēt, two pens: & for the bayle of euery person of felonie, twelue pens: and for the bayle for trespass, sex pens, And for the apparaunce aund baylynge of common maynpysse, two pens.

Item for wyting of wyttes for the pear, and good aberyng, graunted by any of the said Iustices in their sessions, sex pens: and for the enterpyng of euery recognisaunce to be had and taken before the sayde Iustices, for euery cause or causes, other then before is expressed, twelue pens: and if it be with condition, then two shyllinges. And vpon euery acquittall and delpyeraunce of felons or murtherers by verdyte or by allowance of pardon, the Bzenotaries to haue, two shyllinges. And if it be vpon inditementes, certified from the Iustices of the pear, afoze the Iustices in the great sessions: the clerke of the pear to haue also twelue pens. And vpon the delpyerie of any suspecte of felonie or murther, by proclamation, the said Bzenotarie to haue twelue pens.

Item that the kynges maiestie shal haue al fines, issues, amerciamētes and all forsaitures of Recognysaunces losse or forsaite before any of the saide Iustices, in the session aforesayd. And that y^e said Bzenotaries, with in the lymittes of their offices, shal verely extrete the same into the Eschequer, appoynted for that lymit, to thintente that proces from thens may be awarded to the shireffes, to leuie the same to the kynges vse, as apperteyneth: which shireffes shal verely make their accomptes, before the kynges auditors, therunto to be assigned and appoynted.

Item ouer and besides the said president and counsaile and Iustices there shalbe Iustices of pear and quorum, and also one custos rotulorum in euery of the said. xii. shires.

Ite that the said Iustices of pear, Iustices of quoru, & custos rotuloru, in the sayd shires, shalbe named & appoynted by the Chancelloz of England, by compyllion vnder the kynges great seale of England, by thaduyse of the president counsaile & Iustices afoze sayd, or thze of the, of the which the said president to be one, from tyme to tyme, as the case shal require.

Item that there shal not excede the nombze of. viii. Iustices of the pear in any

HENRICI OCTAVI.

in any of the said shires ouer and besides the president counsaile and Justices aforesaid, and the kinges attourney & Solicitour: whiche president counsaile Justices, and the kinges attourney and Solicitour, shalbe put in euery commission of peac, in euery of the saide twelue shires.

Item that such persons, as shalbe named to be Justices of peac, within euery of the said shires, shalbe of good name and fame: and after they be assigned by commission, maye vse and exercise thoffice of the Justice of peac, al be it they may not dispende twentie pounde, nor be learned in the lawes of the land, without any losse damage or penalties, for insufficiencie of theyr landes. And that euery of the sayde Justices of peac, befoze they shall execute theyr commission, shall take theyr othes befoze the Chancelor of Englande, or els befoze the sayde president, or one of the saide Justices in Wales, by vertue of the kinges wytte of *Dedimus potestatem*, or befoze any other personne, to be lyMITTED by the lord Chancellor of Englande for that purpose: The contentes of which othe, shalbe after the forme, as Justices of peac in Englande vse to make.

Item that the sayd Justices of peac, or two of them at the least, wherof one to be of the quorum, shall and may kepe their sessions, within the lyMITTES of their commissions, foure tymes in the yere, and at other tymes vpon vrgent causes, as Justices of peac in Englande vse to do, and shall haue like power & auctoritie in all thinges, & fees of the kynges maiestie, for the tyme of their sitting, as well for the felues, as for their clerkes: & shal be bound to vse and do their offices, in like maner as is vled in England.

Item that no Justices of peac, clerke of the peac, nor other clerke of any Justice of peac in Wales, shall take for the wyting of any warrant of the peac, or good aberynge, aboue ser pens, and for entering of pleges or borowes, to pay the kinges fine vpon any inditement, nyne pens. And if it be with protestation, than to take twelue pens: and for a supercedeas, not aboue eight pens: and for a Recognisaunce twelue pens. And that all the said Justices of peac shall certifie all Recognisaunces taken befoze any of them, for the peac, or good aberynge, into their sessions, nexte to be holden after the takynge therof. And Recognisaunce taken befoze any of them, for suspicious of any maner of felonie, shalbe certified befoze the Justices in the great sessions, next to be holden after the takynge therof, without concelement deteigninge or imbeselinge of the same, vpon suche penalties and daungers, as be therfoze ordeined and establisshed.

Item that al fines and amerciamentes, befoze the said Justices of peac lost, and hereafter to be lost, shalbe tared & asserred by two Justices of the peac at the least, wherof one to be of the quorum. And that all such fynes and amerciamentes shalbe set truly and duely, accoꝝding to the quantitie of the offences, without parcialitis or affection.

Item that the said fines and amerciamentes, and also all issues losse befoze the said Justices of peac, and all forfeitures of Recognisaunces, and other forfeitures befoze the same Justices, shall be perely extreted by the

the clerkes of the pear, into the Eschequer, appointed for that limit, to thinttent that proces from thens may be awarded, for the leuenge of the same forfaitures and sommes of money to the kinges ble, to the shires of euery countie, as shall apperteigne. Who shall make therof their accomptes before suche Auditours, as therunto shalbe assigned: so that the kynges maiestie may therof be truly and duely answered and satisfied: whiche Auditours shall make due allowance to the same shireffes, for the fees of the Justices and clerkes of the pear, vpon their saide accomptes, as is vbled in the realme of Englande.

Item that there shalbe shireffes in euery of the said shires yerely appointed by the kinges maiestie. And that none of the said shireffes shall haue their office of shirefwike, any longer time, than is vbled by the lawes and statutes of Englande. And for the yerely nomynation of the said shireffes, the said lord president counsaile and Justices of Wales, or thre of them at the least, wherof the saide president to be one, shall yerely nominate thre substantiall persons, in euery of the said twelue shires, to be shireffes of the same, and shall certifie their names to the lordes of the kinges most honorable counsaile, attending vpon his graces person, Crastino animarū, to thinttent the kinges maiesty, being therof aduertised, may appoint one of them in euery of the saide shires, to be shiref for that yere, at his most gracious will and pleasure, like as his highnesse doth for his realme of Englande. And therupon the said shireffes shal haue their patentres, and commissions vnder the great seale of England, as shireffes of England haue, and shall make and take othes and knowleges of Recognisances, before the president and Justices, or one of them, by vertue of the kinges writte of *Dedimus potestatem*, to be directed for the same, for the due execution of their offices, and for their iuste and true accomptes before the kinges Auditour or Auditours assigned for Wales.

Item that euery of the said shireffes shall haue full power and auctoritie within the limittes of their shirefwike, to do and vse their offices, as shireffes in Englande, and shal accomplishe and execute, without any fauour dyede or corrupcion, all maner of writtes, proces, iudgementes, and executions, and all maner common iustice, apperteyning to their offices of shireffes, and all lawfull commaundementes and preceptes, of the saide president, Counsaile and Justices of Wales, and also of the Justices of the pear, Eschetours, and Crowners, and euery of them, in al thinges apperteyning to their offices and auctorities.

Item that the said shireffes shall do, and be bounde to do all and euery other thinge and thinges for the ministracion of iustice, and for the conseruation of the kinges pear, and the apprehension and repressse of traitours, murtherers, theues, felons, and other offendours, as shireffes of Englande do vse, and be bounde to do within the realme of Englande.

Item that the said shireffes shal yerely accompt before such the kynges Auditour or Auditours, as shall be assigned and appoynted by the kinges maiestie

HENRICI OCTAVI.

for his sayd dominion of Wales. And that euery of the said Shireffes shall haue perely for his fee, fyue pounce.

Item that all maires, Shireffes, Stewardes, bayliffes & other ministers and officers of Justice, of euery countie, lordship, towne and place, within the said dominion of Wales, and all and singular the kinges subiectes of the same, shalbe alwayes obedient, attendaunt and assisting to the said president, counsaile and Justices of Wales, and euery of them, & shall obeye the kynges comaundementes & proces, from them or any of them directed, and all the laufull & reasonable preceptes of the sayd president, counsaile and Justices, and euery of them. And also shalbe obedient to all the sayd Justices of peax, Shireffes and Eschetors, within the limittes of their said auctorities, as well for common administration and due execution of iustice, as in all other thynges apperteynyng to their duties and offices.

Item that Eschetors shalbe named in euery of the said Shires, by the lord Treasourer of England, by thaduyse of the sayd president, counsaile and Justices, or thye of them at the lease, wherof the sayd president to be one: which Eschetors shall make & take their othes, & knowledge their recognisaunces befoze the said president, or one of the said Justices, by vertue of the kynges wyrt of *Dedimus potestatem*, to be directed for the same, for the due execution of their offices, and for their true accompt, to be made befoze the kinges auditor or auditors, to be assigned for the same: which othe & recognisaunce shalbe agreable to the othe & recognisaunce, vled for the Eschetors in England. And the Eschetors shall perely haue their patentis & commissions, vnder the great seale of England, & shall haue power and auctorite to exercyse their offices, in like maner and fourme as Eschetours in Englande, and shalbe bounde to all lawes and statutes of Englande.

Item that all such persons, as shalbe appoynted to the said offices, shal and may exercyse their offices, if they may dispende perely. *v. li. of frehold*: any statutes of England to the contrarye therof notwithstanding. And that euery of the sayd Eschetors shall make their accomptes perely, befoze such auditour or auditours, as shalbe assigned by the kynges maiestie, to here and determine his highnes accompt for his reuenues and profittes of the sayd dominion of Wales.

Item there shalbe two crowners, to be elected in euery of the sayd. *xii. Shires*, as is vled in England, by vertue of the kinges wytte, *De coronatore eligendo*, to be warded out of the kinges chauncery of Englad. And that the said crowners shal haue like power & auctorite, to do & exercise their offices, & haue like fees, as is lymitted by the lawes & statutes of England.

PROVIDED alwayes, that the wytte, *De coronatore eligendo*, to chose the crowners within the said countie of Flynt, shalbe directed out of the Eschequer of Chester.

Item that the said Justices of the peax, or two of them at the least, wherof one of them to be of the quort, shall appoynte & name in euery hundred, within the limittes of their comission, two substantiall gentilmen or yemen,

B. i. to be

HENRICI OCTAVI.

to be the chiefe Constables of the hundred, wherein they inhabyte: whiche two constables of euery hundred, shall haue especiall regarde to the conseruation of the kyniges peas: and shall and may do and vse their offices, in all and singular thinges, as is vsed by the hygh constables of the hundredes in Englande. And shall be bounde to all thinges, as hygh constables of the hundredes in England be bound to do.

Item that euery of the sayde Shireffes shall haue a gaile for prysoners, within some conuenient place of the castels of the Shire townes, where he is Shirefe, or in such other conuenient place, as by the said president counsaile and Justices, or thre of them, wherof the sayde president to be one, shalbe appoynted: Any patent or graunte hertofore made to any person or persons, of the constableship, or keepinge of any of the sayd castels, in any wise notwithstandinge. And that the Shireffe shall make the Waplistres of the hundredes: and they to attende vppon the Justices in euery of theyr courtes and sessions.

Prouided alwayes, that the constables of the kinges castelles, within euery of the said Shire townes of Wales, shal not be charged with the gailles, and of all the prysoners, that shall be committed to their warde, lyke as they haue hertofore ben. vnto such tyme conuenient places for that purpose, be assygned to the sayd Shireffe.

Item the sayd Shireffes shall kepe their counties monethly, and their hundred courtes, for ples vnder fourtie shillinges, as is vsed in Englād, and shall take for the entringe of playntes, proces, ples and iudgementes, in the sayd Shyre courtes and hundredes, such small fees as is vsed to be taken in Shyres and hundredes in England and not aboue.

Item that all maner of trialles befoze them in their said courtes, or befoze any stwardes in court barons, shalbe by wager of lawe, or verdict of vi. men, at the pleasure of the partye plaintife or defendaunt, that pleded the plee. And that euerye of the sayde Shireffes shall kepe and holde theyr Courtes perely after Easter and Michaelmas, as they haue ben vsed in England.

Item the kynges highnes shall haue all maner of fynes, issues, amerciamentes and forfaytures, lost or forfayted in any of the sayd counties, hundredes, courtes and tournes, to his owne vse, and the Shireffe to accompt for the same accordyngly.

Item that the extretes of the sayde tournes, countyes, and hundredes shalbe viewed, & the fines issues and amerciamentes, asserred by the sayd Justices of assises of that circuite, befoze the leuteng of the same amerciamentes or other forfaytures. And that no Shireffe, or any of his officers, presume to gather or leuie any such amerciament, or other forfayture befoze the sayd extrete be so asserred, vppon payne to forfayte to the kynges vse fourtye shyllinges. And that the Shireffe vppon euerye iudgemente had befoze him in his countie or hundred courte, in anye playnte vnder fourtye shyllinges, shall and maye awarde a Capias ad satisfaciendum,

HENRICI OCTAVI.

to arreſte the partie condempned : or elles a fieri fac, at the libertie of the partie purſuant.

Item that all billes ſued befoze the ſaide Juſtices, in perſonall actions, wherof the debte, duitie, or damage, is vnder fourty ſhillinges : the ſhirefe ſhall haue for the returne of euery bill, two pens : And euery venire fac, Cales, habeas corpoza, et diſtr, two pens. And for writtes of execution vpon the iudgement, in any ſuche bill, twelue pens.

Item in billes ſued befoze the ſaid Juſtices, in actions perſonalles, aboue the ſumme of fourtie ſhillinges, the ſhirefe ſhall haue for the returne of euery ſuche bille, fourte pens : and for the returne of euery venire fac habeas corpoza diſtr et Cales, fourte pens : and for euery writte of execution, two ſhillinges. And in all perſonall actions, ſued by originall writtes returnable befoze the ſaide Juſtices, the ſhirefe ſhall haue for euery fieri ſuſi diſtr et alias diſtr, fourte pens : and for euery venire fac habeas corpoza diſtr & Cales, ſex pens. And for euery writte of execution to be executed vpon the iudgement, in ſuche actions, two ſhillinges, for the ſeruing of euery writte of Elegit, ſex ſhillinges & eight pens. And in all reall actions or myxt, purſued befoze the ſaide Juſtices by originall writte for returne of euery originall, two ſhillinges. And for the returne of euery other writte and iudicall proces, dependynge vpon the ſame, befoze iudgemente, two ſhillinges. And for euery writte of execution, after iudgemente, vpon euery originall, in actions reall or myxt, two ſhillinges. And for ſeruyng of euery writte of haberi fac ſeiſina, ſex ſhillinge eight pens.

Item for attachementes vpon Capias, or other proceſſe ſued befoze the ſaide Juſtices, by originall or iudicall writte, if he returne Cept corpus, two ſhillinges : and for a Reddit ſe, vpon an exigente of felonie, in appele of murther or mayme, or vpon any indictament of felonie or murther, two ſhillinges. And vpon a Reddit ſe, vpon an exigente of debte, trespalle, detinue, and all other actions perſonalles, twelue pens : And for the takynge of Repleg, twelue pens, & withernam vpon the ſame, twelue pens. For the turne of euery writte of appele or murder, felony or maiime, twelue pens. And vpon all other proces, growen vpon the ſame, as venire fac, Cales, habeas corpoza, et diſtr, twelue pens. And in euery action taken befoze the ſhireffes by Juſtices, for the ſumme therof fourte pens : and for euery other proceſſe therupon, fourte pens. And for euery priſoner deliuered by acquittall, or by proclamacion, for any maner of felonie, xii. d.

Item that euery ſhireffe, within the limittes of his auctoritie, maye and ſhall put ſuche perſonnes vnder common maynpriſe, as they haue reasonable cauſe of ſuſpecte, accorpyng to the ſaid acte made for Wales, byndyng ſuch as they ſhall ſo put to common maynpriſe, with two ſufficiente ſureties with them, by Recogniſaunce, to appeare befoze the ſayde Juſtices, within the limittes of theyr auctorities, at the nexte greate ſeſſions to be holden, nexte after the takynge of ſuche bandes : and ſhall certifie the names of them, that be bounde, befoze the ſayde Juſtices at

B. ii. the

ANNO. XXXIIII. ET. XXXV.

the said sessions accordingly, without concelement therof, at their pleasure.
Item that every person, that the Shireffe taketh to common mainpryse, to appere before the said Justices, as is aforesaide, shall pay for his mainpryse two pence, and not above. And the said Shireffe to put no man to common mainpryse, but such as be suspecte, and as shall be returned by them before the said Justices at their sessions, as is aforesaide. And also the said Shireffe shall have, for the returne of a writte of false iudgement, out of a balse court, before the said Justices, two shillings. And that the said Shireffe shall take no maner of fee, for the returne of any of the said writtes of execution afoze expressed, onlesse he retourne the same executed.

Item that in all and every suche writtes originall or iudiciall, or other proces ples or writtinges, which be not expressed in this ordinaunce, the fees therof, as well for the scales as writtinge, shall be rated by the said president Counsaile and Justices, or thre of them, wherof the said president to be one by their discretions from time to time, as the case shall require: And that they shall have full power and auctorite from time to tyme, to aslesse and appoint, what fee the said Shireffes, escheators, and Crowners, and their ministres, Notaries and their Clerkes, & other ministers of iustice in the said Shires: shall have, take, and receyue of the kinges subiectes, for any maner writtes, playntes, ples, proces, returnes, or any other matter or thyng, concernynge or belongynge to the execution of their offices & rowmes: and to augment or diminish any fee or fees above declared as shall be thought by their discretions, to be convenient and mete for the common welth of the kinges subiectes of those parties of Wales: any thing conteyned in this acte to the contrary therof notwithstandinge,

Item that from henceforth no maner of person or persons, for murther or felony, shall be put to his pyne, but suffre accordinge to the lawes of the realme of Englande. Excepte it please the kinges maiestie to perdon hym or them. And if the said Justices see cause of pitie or other consideration, they may reprie the prisoner, till they have aduertised the kinges maiestie of the matter.

Item that the acte made in the parliament, holden in the .xxvi. yere of the most royall reigne of the kinges maiestie, concerninge amonge other thinges inquisitions and trialles of contrefeting, washing, clipping, and minishinge of the kinges Coyne, murthers, felons, and accessaries to the same, perpetrated or done within Wales, to be had, made, and determined in the next Shire, or countie within Englande adioining, where the kinges writte runneth, and every article therein conteyned, shall stande in his full strength and force, accordynge to the tenour and effecte of the same: Any thinge in this said ordinaunce, or any other acte, cause, or matter, hertofore had or made, to the contrarie therof notwithstandinge.

AND all be it the same acte as yet was neuer put in execution, for any of the said offences hertofore done or commytted within any of the said thre Shyres of North Wales: That is to saye, the countyes of

ANNO XXXIIII ET XXXV

of Anglesey, Caernaruan, and Merionneth, Be it now declared & enacted, by thautozitie afoze said, that the sayde acte, and euery article therein conteyned, shall from henceforth take effect, and be executed in all poyntes, for and concerning any of the said offences perpetrated and done, or that here after shall be perpetrated or done, within the said countie of Merionneth, to be enquyed of, herd, and determined, within the countie of Salop, in lyke maner and forme, as commonly is and hath ben bled for any of the same or like offences, committed or done within any other countie or place of Southwales: any matter or cause hertofore rylen or growen to the contrary therof not withstandinge.

Item that the towne or hamlet of Abertannad, and all the ground and soyle within the same, which afoze this tyme hath ben taken, reputed, and bled as percell of the saide countie of Merionneth, shall from the feast of Easter next commynge, by vertue of this acte, be vnited, annered & made percell of the said countie of Salop: and so from thensforth to be reputed, taken and bled for euer, and not to be of any other shire or countie of Wales. And that the same towne or hamlet, and all the ground and soyle within the same towne or hamlet, be from and after the said feast, accepted and taken as parte and percell of the hundred of Oswestre: and that the inhabitants therof, from the said feast, shall be attendaunt and do euery thing and thinges, with the inhabitants of the sayd hundred of Oswestre, as the same inhabitants do or ben bounde to do, any lawes or customes to the contrary therof not withstandinge.

Item in case any fozen plee or voucher, be hereafter pleded or made before any of the said iustices of Wales, betwene partie & partie, triable in any other shire within Wales, than where the same plee is pleded or voucher made: That than the said Iustices, afoze whom the same plee or voucher is or shall be pleded or made, shall & may send the kynges wytte, with a transcript of the record, mentioning the same fozen matter of plee or voucher, vnder the seale to him comitted, vnto the Iustice of the countie, where the same matter is or shall be triable, comanding the said Iustices, by vertue of the sayd wytt, to pcede to the triall therof, according to the kynges lawes & statutes, which triall so before him had, he shall remaunde with the hole record vnto the Iustice, before who the sayd plee or voucher was pleded or made: who therupon shall pcede to iudgement, as the case shall require.

Item in case the same fozen plee voucher or other matter so pleded, be triable within the realme of Englad: that than in euery such case the iustice, afoze who the same ple or voucher is or shall be pleded had or made, shall & may pcede to the triall therof, as shall apperteigne, within the same shire of Wales, where the same plee voucher or matter was pleded, the said fozen plee voucher, or any other thing or mater to the contrary therof not withstanding.

And that no maner of person or persons fro henceforth, without laful authority, shall make any remours, cuntultes, vnlawful assemblies, or outcries at any of the said courtes or sessions, nor any outcries or vnlawful assemblies

HENRICI OCTAVI.

in great nombres, at any other tyme or times, except it be for the apprehension or purfuyng of murtherers or felons, upon payne of imprisonment and greuous fyne to be tared and set upon them by the sayd president and counsaile, or by the Justices or other officer, befoze whom suche misbehaviour shall happen to be committed.

Item that all manors landes tenementes mesuages & other hereditamentes, & all rightes & tytles to the same, in any of the said shires of Wales, descended to any maner person or persons, syth the feast of the Nativite of saynt Iohn Baptist, in the .xxxiii. yere of our sayd souerayne lordes reigne, or that hereafter shall descēd, be taken, enjoyed, vsed & holden as Englyssh tenure to all intentes, according to the comon lawes of this realme of England, & not to be partable among heyyes males, after the custome of Gauekynnd, as hertofore in diuerse partes of Wales hath ben vsed and accustomed. And that the same lawe, from & after the sayde feast of saynt Iohn Baptist, in the sayd .xxxiii. yere, be vsed, taken and exercysed in the said countie of Monmouth, & in all such lordshippes and other places, as by vertue of the sayd acte, made in the said .xxviii. yere, or by any other acte or actes, made or to be made, were and shall be annexed, vnyted, or knyt to any of the shires of Salop, Hertford, Glouc, or other shire: any lawes vsages or customes, hertofore had or vsed to the contrary therof not withstandinge.

Item that no mortgages of landes, tenementes, or hereditamentes, made or had after þ sayd feast of saynt Iohn Baptist, which was in þ said .xxxiii. yere of the raygne of our sayd souerayne lord, or that hereafter shall be had or made, within any of the sayde shires or places, shall be hereafter allowed or admitted, otherwyse then after the couste of the common lawes and statutes of the realme of Englande: any vsage or custome hertofore had to the contrary therof not withstandinge.

Item it shall be lesfull to all persons, to alien, sell or otherwyse put away their landes tenementes, & hereditamentes, within the said countrey or dominion of Wales, the countie of Monmouth, & other places annexed to any of the shires in Englād, from them & their heires, to any person or persons, in fee symple or fee tayle, for terme of lyfe or for terme of yeres, after the maner, & accoꝝdyng as is vsed by the lawes of the realme of Englande: Any welthe lawe or custome, hertofore vsed in the sayd countrey or dominion of Wales, to the contrary herof not withstandinge. This article to take effect from & after the said feast of the Nativite of saynt Iohn Baptist, which was in the said .xxxiii. yere of our sayd souerayne lordes reigne.

Item if any persone or persons, haupnge landes or tenementes within the sayde dominion of Wales, bene or here after shall be bounde within the realme of Englande by obligation, upon the statute of the staple, or by recognisaunce, and paye not the dette, as shall apperteyne: that then upon certeficate therof made into the kynges Chauncery of Englande, by the Clerke of the staple, or by any Justice of recoꝝde, befoze whom such recognisaunce

HENRICI OCTAVI REGIS

gripfauite ſhalbe knowledged, proceſſes ſhalbe made to the ſhires of Wa-
les, out of the Chauncery of Englande, after the forme as is bleſed to be
made vpon ſtatutes and recogniſaunces, by the coure of the lawes of En-
glande, for due leueng and paytuge of the ſayde dette.

PROVIDED alwayes and be it enacted by auctorite afoſayd, that
for ſuche recogniſaunces as be, or hereafter ſhalbe taken and knowleged be
for the kynges Juſtices of his highnes bench or common place in En-
glande, proceſſes ſhalbe had and purſued immediately, out from the ſayd Ju-
ſtices, as is bleſed vpon recogniſaunces, taken befoze the ſayd Juſtices, by
the common coure of the lawes of Englande.

Item that all ſuche wyttes, bylles, plaintes, plees, proceſſes, challenges
and replies, ſhalbe bleſed throughe out all the ſhyres afoze ſayde, befoze the
ſayd Juſtices in theyr ſeſſions, as is bleſed in Northwales, or as ſhalbe de-
uſed by the ſayd preſydent, counſayle and juſtices, or thye of them, wher-
of the ſayde preſydent to be one, for the good miniſtracion of juſtice to be
had in euery of the ſayd ſhyres.

Item where the lordſhipp of Hope, with diuerſe other lordſhipps, parſi-
ſhes, townes and hamlettes, were by an acte of Parliament, made in the
xxiii. yere of the raigne of our ſayde ſouerayne lord, appoynted and tranſ-
lated from the ſayde countie of Denbigh, to the countie of Flynt, and by
the ſame acte were made parte, parcell and members of the ſame countie
of Flynt: afoze which appointment or tranſlatyon, diuers indictamentes
and preſentementes, as well felonye as other offences, were had and ta-
ken for the kynges highnes, befoze the juſtice of the ſayd countie of Den-
bigh, in the great ſeſſions there, & ſome befoze the juſtices of the peas, with
in the ſame countie, for offences ſuppoſed to be done within diuerſe of the
ſayde lordſhippes ſo tranſlated, and alſo diuers iudgementes gauen at
ſupre of parties befoze the ſayd Juſtices: and ſome befoze the ſhire of the
ſayd countie of Denbigh, for matters riſen and growen within the pro-
prie of the ſayde lordſhipps, or other places, befoze the tranſlation of the
ſame. It is nowe ordeined and enacted, that all the ſayde indictamentes
and preſentementes, ſhalbe had, tryed & determynd within the ſaid coun-
tie of Denbigh, by perſons as well of the ſayde lordſhipp or place, where
the ſayd offences were done or comyted, as of other place or places within
the ſayd countie of Denbigh, in maner & forme as though the ſayd tranſ-
lation had neuer ben had ne made. And alſo that the ſayd iudgementes, as
befoze gauen or had betwene partie and partie, befoze any Juſtice of re-
corde, or other officer, within the ſayd countie of Denbigh, for any matter
or cauſe, appertynge by the recoorde of the ſame, to be growen & tryed with-
in any of the ſayde lordſhipps, parſiſhes, townes, or hamlettes, ſo tranſla-
ted, ſhall and may be executed by the ſhire of the ſayde countie of Den-
bigh, within any of the ſame lordſhipps, or other place ſo tranſlated, & ſayd
tranſlation, or any other cauſe or matter to the contrary therof not with-
ſtandinge.

B. iiii.

Item

ANNO. XXXIIII. ET. XXXV.

Item lyke lawe and orde to be kept and ministered vpon all other like translations of any other lordships maners townes parishes and other places within Wales, had made or done in this present parliament, or any other afore or after the same translations, or any other cause or matter to the contrarie therof notwithstanding.

Item where there shalbe diuers & many suites taken before the sayde Justices in places personal, which (as it is thought) can nat be tried before them, in the tyme of the sayd great sessions, for bytute of tyme: Therfore, and for the speedie trial of these matters, issues taken in the said suites, shall and may be tryed at a petie sessions before the deputie iustices there as it is & hath ben vled in þe sayd thre shires of Northwales. Except such of the said suites, as by the discretions of the sayd Justices shalbe thought necessarie to be tryed before them selves, within their limittes. And that there shall no suite be taken before any of the sayd Justices by byll, vnder the summe of twenty shyllinges.

Item if any murther or felonye here after be comytted or done within Wales: that then the partie or parties, to whom any such offence shall hap to be committed, shall in no wyse take any ende or agreement with the offenders in that behalfe, nor with any other in his name or behalfe, onles the said partie first make the sayde president and counsaile, or one of the sayd Justices, pwyer vnto the same, vpon peine of imprisonment, and greuous ipne to be sette and adiudged, at the discretion of the said president, counsaile and iustices, or two of them, wherof the said president to be one: The same peine & penalitie to extende, as wel to and against suche, as shall labour, moue, or procure any such ende or agreement made, although the same labour, motion, or procurement neuer take effecte, to make any ende or agreement, as agaynst him or them, with whom such ende or agreement shall be made, if the same happen to take effecte.

Item where diuers lordshippes watchtowers, as wel in Wales as in the borders of the same, now beinge by acte of parliament annexed to diuers shires of Englande, be lately comen to the kynges handes, by suppression of houses, by purchase or atteyndozs: and now be vnder the surueiour of the courte of augmentations, or of the kynges general Suruepours, the liberties, fraunchises and customes of al which lordshippes, be lately reuened by acte of parliament made the .xxii. yere of his most gracious reigne: Neuertheles his maiestie willeth and commaundeth, that no other liberties, fraunchises or customes, shall from henceforth be vled, claped or exercised within the sayd lordshippes, nor any other lordshippes within Wales or the countie of Monmouth, who so euer be lord or owner of the same: but only such liberties, fraunchises & customes, as be gyuen and comaunded to the lordes of þe same lordshippes, by force & vertue of the said acte of parliament, made for Wales, in the sayd .xxii. yere of his gracies reigne, and not altered, ne taken away by his ordinaunce: the sayde acte made in the sayd .xxii. yere, or any other acte graunt lawe or custome to the contrarie therof

HENRICI OCTAVI

therof notwithstandinge.

Item that if any pson or persōs, theyr aunces, or theyr whose estate the same person, or persons haue, or hath ben in peaceable possession of any landes or tenementes in Wales, by the space of foure yeres, without let interruption or lesul claime: That then the same person or persons shal still continue their possession, vntyll suche tyme as it be lawfully recovered agaynst them, by the order of the kynges lawes, or by Decree of the president and counsaile there.

Item in actions personalles, taken & pursued befoze the sayd Justice in Wales by oztgynall writte, or bill, if nine of the Jury be swozne, to trie the issue betwene the party plaintiffe and the defendant, and if relisue of the said Jury make defaute, or be tried out: then the shreiffes shal and may immediatly retorne other names in the said Jury, de circumstantibz vnto such tyme there be twelue men swozne, to trie the issue betwene the, as befoze the Justice of Northwales hath ben afoze used and accustomed in suche cases.

Item that if any goodes or cattalles be stolen by any person or persons, & sold in any faire or market, within the said dominion of Wales, that no such sale shal chaunge the propriete therof from the owner of the same: but that he may lesully cease take and haue the same againe, vpon profe therof made, the said sale notwithstandinge.

Item that no person or persōs bargayne or bye any wauer of beast, or other quicke cattel, in any place within Wales, out of the market or faire onlesse he can bringe forth sufficient and credible witnes, of the name of the person, what place, and tyme he boughte the same: vpon paine and daunger of such punishment and fine, as shalbe set vpon him, by the said president and counsaile, or any of the said Justices in his circuite, for the saide offence, and as he wyl therfoze answer at his farther perill.

Item if any goodes or cattelles be stolen within the lymytes of any of the said shires in Wales: that then vpon suite therof had and made, the tracte shalbe folowed from towneship to towneship, or lordship to lordship according to the lawes & customes in that behalf heretofore used in Wales vpon such penalte and daunger, as heretofore hath ben accustomed.

Item that euery person that hath any landes or tenementes in fee simple, or fee taile, or for term of lyfe, or for tyme of any other mans lyfe beinge fre holde, shal and may passe in all maner iurtes and trials, as well in case of felonie or murther, as in all actions real, personall and mixt, what soeuer they be, attaint only except: And also may be impanelled, and inquire of all concelementes, forceble entres, and other causes of inquirie for the kinges maiestie, al be it he may nat dispende fourtie shillinges by yere. Sauinge to euery man his lawful challenge for any other cause, accordinge to the lawes of the realme of Englande.

Item that no turrout shal passe in Attaint, onles he may dispende fourty shillinges by the yere of estate of freholde.

Item

ANNO. XXXIIII. ET. XXXV.

Item the tenantes and ressauntes in Wales, shall pay their tallage at the chaunge of theyr lordes, in such places, & after suche fourme, as hath ben heretofore accustomed in Wales.

Item that al the kynges subiectes and ressauntes in Wales, shall syn at all parlyamentes hereafter to be holden in Englande, knyghtes for the shyrres, & citizins and burgeses for cyties and towne, to be named & chosen by auctorite of the kynges wyte, vnder the great seale of Englande, accordyng to the act in that case prouided: and shalbe charged & chargeable, to all subsidies & other charges, to be graunted by the comons of any of the sayd parlyamentes, & paye all other theyr rentes fermes, customes and duties to the kynges hyghnes, as they haue ben accustomed heretofore, fines for redempcions of sessions onely excepted, which the kynges maiestye of his most gracious goodnes and lyberalite, is contented & pleased to remytte, at the humble suppe of his sayde lounge subiectes of his sayde dominion of Wales.

Item that the towne of Haverford west, shall after the ende of this present parlyament for ever, synde one burges, for the sayde towne, at every parlyament after that tyme to be holden: And the charges of the same burges to be alwayes borne, by the mayre, burgesles & inhabytauntes of the sayde towne and none other.

Item that the kynges maiestye shall haue al felons goodes, & goodes of persons outlawed waik, strapes, & al other forsaures & eschetes what soeuer they be, answered therof by the hâdes of the shyriffes: launye alwayes the ryghtes and interestes of every of his subiectes haunyng lausful tyle to haue the same.

Item that al errours and iudgements, before any of the sayd Justices at any tyme of the great sessions, in ples realles or mixte, shalbe redressed by wytte of Errour, to be sued out of the kynges Chauncerye of Englande, returnable before the kynges Justyce of his bench in Englande, as other wyttes of errour be in Englande. And all errours in ples personall, shalbe reformed by bylles, to be sued before the sayd president and counsaile of Wales, from tyme to tyme, as the partie grieved will sue for the same. And if in case of iudgement be affirmed good, in any of the sayd wyttes of errour or bylles, then there to make execution, and al other proces therupon, as is vled in the kynges benche in Englande. And that the pursuantes in every suche wytte of errour or byll, do pay lyke fees therfore as is vled in Englande.

Item that no execution of any iudgement gyven or to be gyven in any bale court, be stayed or deferred by reason of any wytte of false iudgement, but that execution shall and may be had and made at all tymes, before the reuertfall of the sayd iudgement, the pursuante of the sayd wyte notwithstanding. And in case the sayd iudgement happen after to be reversed; then the partie pursuant to be restoyed to all he hath lost by the sayd iudgement, accordyng to lawes of the realme.

Item

ANNO XXXIIII ET XXXV

Item that all proces for vrgent and weyghty causes, shalbe made and directed into Wales, by the speciall commaundement of the Chauncelour of Englande, for the tyme beyng, or any of the kynges counsaile in Englande, as hertofore hath ben vsed: Any thinge in this acte to the contrary therof not withstanding:

Item that the towne of Bewdley, which is within the parish of Ribbiforde, in the countie of Worcestre, and all the ground and soile of the same towne, shall from henceforth be buyted, annexed, and made percell of the countie of Worcestre, and to be within the hundred of Dodingtre. And that all the inhabitants of the sayd towne and parish, shall from henceforth be attendaunt, and do euery thyng and thynges, with the inhabitants of the sayd hundred, as the same inhabitants be now bounde to do, by the lawes of this realme of Englande. Sauinge alwayes to the burges & inhabitants of the said towne of Bewdley, all suche liberties and franchises, as they lawfully had and exercysed within the same towne, before the makinge of this acte, in lyke maner and fourme, as thoughe this acte had neuer ben had or made.

Item that the lordship of Kersiffan, Kisterlops, and Langham, and the membres of the same, and all manors, landes, tenementes, and other hereditauntes in the same lordshippe, and the membres of the same, be from henceforth buyted annexed, buyted named accepted and taken as parte and percell of the countie of Carmarthin, and reputed buyted named accepted and taken as parte and percell of the hundred of Werles in the said countie of Carmarthin. And that the tenants & inhabitants of the saide lordship and membres, be attendant, and do euery thing and thynges with the tenants & inhabitants of the sayde hundred of Werles, as the sayde inhabitants now be bounde to do accordeyng to the lawes there vsed.

Item that the countie or shire courte of the countie of Radnor, shall from henceforth be holden, one tyme at new Radnor, and one other tyme at Wyeston alternis vicibus, and neuer from henceforth to be kepte or holden at Kather Gowy: Any former acte or other thyng to the contrary therof notwithstandinge.

Item it is further enacted, by the auctoritie afore sayde, that the kynges moost royall maiestie, shall and maye at all tymes here after, from tyme to tyme chaunge, adde, alter, orde, minishe and refovrne, all maner of thynges afore reherced, as to his moost excellent wysedome and discretion shall be thoughte conuenient: And also to make lawes and ordynaunces for the common welth and good quyet of his sayde dominion of Wales, and his subiectes of the same, from tyme to tyme, at his maiesties pleasure: Any thyng contaigned in this acte, or in the sayd acte made for the shire ground of Wales, or any other acte or actes, thinge or thynges, to the contrary therof hertofore made in any wyse notwithstandinge,

And

HENRICI OCTAVI.

And all suche alteracions of the p̄m̄ysles, oꝛ any parte therof. And that all such lawes and ordinaunces, to be herafter made, deuised & published by auctoritie of this acte, by the kynges maiestie, in wytyng vnder his highnes great seale, shalbe of as good strength vertue & effecte, as if they had ben had and made by auctoritie of parliament.

Etem be it further enacted and ordeyned, by auctorite afoze sayd, that where the kynges maiestie that now is, by his letters patentes, bearynge date the .i. day of Maye, in the .xxiii. yere of his most prosperous reigne, demysed and graunted to William webbe, the subydie and vsage of all wollen clothes, made oꝛ to be made in the countie of Dommoth, & in the .xii. shires in Wales, that is to saye, in the countie of Breknok, Radnor, Montgomery, Caermertbyn, Glamorgan, Dembroke, Cardigan, Anglesey, Flynt, Denbigh, Caernaruan, and Merionneth, and in all and singular townes and other places, what soeuer they be, within the precincts and limittes of the sayd counties, and els where within the dominion of Wales: To haue and to holde to the sayde William webbe, & his assignes foꝛ certayne yeres yet enduryng, that the said William webbe his, deputies and assignes, shall haue from hencefoꝛth full power and auctoritie by force of this acte, to take foꝛ the sealynge of euery wollen cloth, herafter to be made in the said .xii. shires, & els where, within the said dominion of Wales, as herafter is declared, & none otherwise, that is to say, foꝛ euery hole pece of frysle, .i. lb. euery halfe pece frysle, ob. euery pece Cotton & lynyng, beyng .xxiiii. pades & vnder, a halfe peny. And foꝛ euery pece of the same, beyng aboue .xxiiii. pades, one peny: of euery brode cloth, one peny: Of euery pece of karsley, beyng .xxiii. pades and aboue, one peny: Of euery pece of karsley, beyng vnder .xxiii. pades, a halfe peny.

PROVIDED alwayes, that this act, ne nothing therein conteyned, extende not to charge any maner of person oꝛ persons, beinge oꝛ that here after shalbe inhabitant, in any of the said .xii. shires, oꝛ els where within the dominion of Wales, foꝛ any clothes frysles, karsleys, oꝛ lynynges, made oꝛ herafter to be made and occupped within their houses, and not put to sale to any person oꝛ persons, but to their seruauntes foꝛ their wearyng.

And further be it enacted by auctoritie afoze laide, that the sayde Aulnager in Wales, by him selue, oꝛ by his sufficient deputie oꝛ deputies shall in all thinges to his office apperteynyng, do and be bound to do, and answer in euery case, like and accordyng as all and euery other Aulnager in the realme of England do, oꝛ ought to do, accordyng to the lawes & statutes of the realme of England. And foꝛ the contrary doyng oꝛ exercysyng of the sayd office, shall in euery case and degre suffice, as by the said lawes and statutes is ordeyned, established oꝛ enacted foꝛ Aulnagers vnder that loyde Tresourer of England foꝛ the tyme beyng.

And furthermore the kynges maiestie is contented & pleased, not with standyng the statute made in the .xxvii. yere of his most gracious reigne: that where there shulde be but .xii. shires in Wales, that the towne of Ha-

uerfoꝛd

HENRICI OCTAVI.

Hereford weste, shalbe a countie in it selfe, as it hath ben befoze this tyme v-
 sed, at the wylle and pleasure of the kynges said maiestie: and that it shalbe
 separated from the countie of Dembroke, at the kynges sayd pleasure.
 And that the kynges hygh Justice of the sayd countie of Dembroke, shall
 be hygh Justice of the said countie and towne of Hauerford west, and shal
 haue like power and auctorite, to and for the ministracion of Justice, with-
 in the saide countie and towne of Hauerford weste, as is limited and ap-
 poynted to the sayd Justice to and for the administracion of Justice in the
 sayde countie of Dembroke. And that the mayre, shireffe, bayliffes, and
 burgessees of the sayd countie and towne of Hauerford west, from tyme to
 tyme, shalbe as well attendaunt, & obey all preceptes & commaundemen-
 tes of the presydent & counsaile of our sayd soueraigne lorde the kyng in
 his marches of Wales, as also shalbe attendaunt to all preceptes & proces
 awarded or directed, by the said hygh Justice, vnto the shireffe of the said
 countie and towne of Hauerford west: and to make returne therof. And
 the sayde shireffe of the sayde countie and towne, shall serue all preceptes
 and proces, directed from the said hygh Justice, in like maner & forme, as
 the shireffe of the said countie of Dembroke is bounde to do, and accordyng
 to the effecte and purpozt of the kynges ordinaunces, in that behalfe had
 made and provided. And that it shalbe lefull vnto the said mayre, shireffe,
 Bayliffes, and burgessees of the said countie and towne of Hauerford west
 afoze said, to vse and exercise all lefull liberties and grauntes, bi the kin-
 ges maiestie, or his noble progenitours, to them graunted and confirmed,
 at the kynges maiesties wylle and pleasure, accordyng to the lawes of the
 realme of England, & not otherwise. And that the iudicial seale of the said
 shires of Dembroke, Carmarthen, & Cardigan, be in the custodie & keping of
 the kynges hygh Justice there for the tyme beyng, shalbe vled in the sayd
 countie and towne of Hauerford west, as the orygynall & iudiciall seale of
 the same towne and countie. And that the said Justice of the said shires, of
 Dembroke, Carmarthen, and Cardigan, shall haue like power and aucto-
 rite, by vertue of the kynges letters to him made, as well to do all and eue-
 ri thing and thinges, concernynge common iustice to be ministred within
 the sayd towne & countie of Hauerford west, as he hath in his saide letters
 patentees, within any of the saide shires, of Dembroke, Carmarthen, and
 Cardigan.

¶ Provided alway that this article, touchinge and concerninge the coun-
 tie and towne of Hauerford west, and all thinges therein conteyned, shall
 stande and endure, but onely at the kynges maiesties wylle and pleasure,
 and none other wyse.

¶ Provided alwaye that this acte, or any thyng therein conteyned, shall
 not be prejudicial nor hurtfull to any person or persons, or bodie polittike,
 for or concerning any landes, tenementes, rentes, seruices bondmen tolles
 or other hereditamentes, but that they and euery of them, their heires, suc-
 cessours and assignes, and the heires, successours and assignes of euery
of

ANNO. XXXIIII. ET. XXXV.

of them, shall haue, holde, and enioye their landes tenementes, rentes, seruyces, boundmen and other their hereditamentes, in suche like maner, forme and condition, as they had the same befoze the makynge of this acte, and as if this acte had neuer ben had ne made.

PROVIDED also that this acte, noz any thyng therein conteyned, shall be hurtfull oꝝ prejudiciall to any person oꝝ persons, foꝝ oꝝ concernyng any offyce oꝝ offices, whiche they oꝝ any of them haue by vertue of any the kynges letters patentes, beyng now in force befoze the makynge of this acte, noz to the fees of money, vsed and accustomed to be payd foꝝ the exercise of any suche offices: but that euery person & persons, hauyng suche offices and fees, and their substitutes and deputies, shall and may, haue and exercise their sayde offices, as is lymitted by this acte, and as they moughte haue done befoze the makynge of this acte. And shall also haue and perceyue all such fees, foꝝ the exercise of the sayde offices, in as large, and ample maner, forme and condition, as they myght afoze the makynge of this acte, and as yf this acte had neuer ben had ne made.

PROVIDED alwayes, that all landes, tenementes, and hereditamentes, within the sayde domynion of Wales, shall descende to the heires, accordyng to the course of the common lawes of the realme of Englande, accordyng to the tenour and effect of this acte, and not to be vsed as Gauekynde: Any thyng conteyned in these pꝛouisions oꝝ any of them to the contrarie therof not withstandyng.

PROVIDED alwayes, that this acte, ne any clause, article, oꝝ thyng therein conteyned, be in any wyse prejudiciall oꝝ hurtfull to George Blunte esquier, sonne and heire of syꝝ John Blunte knight deceased, foꝝ oꝝ concernyng the offices of stewardshypps of the kynges lordshypps oꝝ manours of Bewdley and Clebury, oꝝ any other offyce oꝝ offices hertofore graunted vnto the saide George Blunte, by the kynges letters patentes, sealed vnder the greateseale of England, foꝝ terme of lyfe of the same George, oꝝ foꝝ oꝝ concernyng any fees, wages, rewardes, annuities, profittes, commodities, aduantages oꝝ emolumentes, apperteynyng oꝝ belongyng vnto the sayd offices oꝝ any of them: but that the sayd George, his deputte and deputies, shall and may at all tyme and tymes, durynge the lyfe of the same George, haue, hold, exercise, and enioy the sayd offices and euery of them, and also perceyue, leuie, and take the fees, wages, rewardes, and all other profittes and commodities, to the same offices and euery of them, oꝝ to any of them belongyng: oꝝ in any wyse apperteynyng, in as large and ample maner, forme, and condition, to all intentes, constructions, & purposes, as though this acte had neuer ben had oꝝ made: any thyng befoze in this acte conteyned to the contrarie notwithstanding.

PROVIDED alwayes that all libertyes, franchises and priuileges of the Duchy of Lancastre, oꝝ in any wyse apperteynyng to the same, shall be of the same force plyngh qualtye, goodnes and condicion, and maye be vsed in as large and ample maner, as they were befoze the makynge of this acte,
and

ANNO XXXIIII ET XXXV

and as if this acte had neuer ben had noꝝ made : any thyng in this acte to
the contrary therof not withstandynge.

¶ FINIS.

Thomas Barthelet regis impressor excudebat,
Cum privilegio ad impres-
mendum solum,

6. 10. 2
11. 12. 13